

IN THE UNITED STATES COURT OF APPEALS  
FOR THE THIRD CIRCUIT

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No. 04-2461

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ZACHARY WILSON

v.

JEFFREY A. BEARD, Commissioner of the Pennsylvania Department of Corrections;  
DONALD T. VAUGHN, Superintendent of the State Correctional Institution at  
Graterford,

*Appellants*

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Before: SCIRICA, *Chief Judge*, ROTH and BECKER, *Circuit Judges*

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ORDER AMENDING OPINION

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On page 10, the last sentence of the second full paragraph, is amended to read as follows:

It does contend, however, that Wilson could have discovered the existence of the videotape as early as April 1, 1997, and that, if he could, his petition was filed four days too late.

BY THE COURT:

/s/ Edward R. Becker  
Circuit Judge

DATED: October 17, 2005

nmb/cc: (Thomas W. Dolgenos, Esq.  
(J. Hunter Bennett, Esq.  
Michael Wiseman, Esq.  
Christina A. Swarns, Esq.